



**BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: THOMAS, Lawrence J.
Serial No.: 09/845,511
Filed: April 30, 2001
Entitled: PLASMID-BASED VACCINE FOR
TREATING ATHEROSCLEROSIS

ART UNIT: 1632
EXAMINER: NGUYEN, D.

Attorney Docket No.: TCS-414.2P US-1

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner, dated July 16, 2003, in which the rejection of Claims 17-35 of the above-identified application was made final.

A check including the filing fee under 37 CFR §1.17(b) is enclosed. The Commissioner is hereby authorized to charge any fee deficiencies connected with this or any accompanying paper to Deposit Account No. 50-0268.

An amendment and response to the final rejection is filed concurrently with this paper.

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A petition for a 3-month extension of the period in which to respond under 37 C.F.R. §1.136(a) and the requisite fee under 37 C.F.R. §1.17(c) are filed concurrently herewith, making the present response deadline January 16, 2004.

Respectfully submitted,

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CERTIFICATE OF MAILING PURSUANT TO 37 C.F.R. §1.10

The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and are addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA, 22313-1450.

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January 16, 2004
date of mailing

Stephanie L. Leicht
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